IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 17th day of November, 2005

Bail application No. 883 of 2005
Order on the bail application of accused

CRIMINAL SIDE

Santosh Kumar @ D.K. Pathak @ Rajveer Shriwastav
S/o Rampal
R/o Amarpur,
Police Station Kotwali, Mainpuri
Distt.- Mainpuri …Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of case crime No. Nil of 2005
U/S 41/102 Cr.P.C. & 411 I.P.C.
Police Station – Rudrapur,
District – Udham Singh Nagar

Hon'ble J.C.S Rawat, J

Heard Smt. Pushpa Joshi, learned counsel for the applicant, learned A.G.A. for the State and perused the record.

The accused/applicant has been released on bail in case crime No. 2062 of 2005 u/s 379, 411 I.P.C and case crime No. 2282 of 2005 u/s 379, 411 I.P.C., P.S. Rudrapur, Distt. Udham Singh Nagar.

In the instant case the accused/applicant has been detained in jail in crime No. Nil of 2005 under Section 41/102 Cr.P.C. and 411 I.P.C. It is revealed from the record that the recovery has not been connected with any F.I.R. so far. The accused/applicant has already been released in other offences arising out of the same recovery.

Considering the facts and totality of the circumstances of the case, it is a fit case for bail at this stage.

Let the applicant, Santosh Kumar @ D.K. Pathak @ Rajveer Shriwastav be released on bail on executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of Magistrate concerned.

(J.C.S Rawat, J)

November 17, 2005
Shiv